

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA  
3

4 United States of America,  
5 Plaintiff  
6 v.  
7 Dennis Alba,  
8 Defendant  
9

2:14-cr-00030-JAD-GWF-1

Order Denying Without Prejudice  
Motion for Writ of Mandamus

[ECF No. 59]

10 Dennis Alba, who is still represented by court-appointed counsel, has filed a writ of  
11 mandamus to compel the Federal Bureau of Prisons to comply with this court's November 21, 2016,  
12 judgment of conviction.<sup>1</sup> Under Local Rule 11-6(a), "[a] party who has appeared by attorney cannot  
13 while so represented appear or act in the case." Because Alba is still represented, I deny without  
14 prejudice his improperly filed pro se motion.<sup>2</sup>

15 Accordingly, IT IS HEREBY ORDERED that Alba's motion for writ of mandamus [ECF  
16 No. 59] is **DENIED** without prejudice to the ability of counsel to file any appropriate motion.

17 Dated April 11, 2017.

18   
19 Jennifer A. Dorsey  
20 United States District Judge  
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27 <sup>1</sup> ECF No. 59.  
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<sup>2</sup> I note that Alba's attorney requested the transcripts from Alba's sentencing hearing and notified the court of Alba's pro se filing and his intention to prepare a filing on Alba's behalf.